

TOWN OF TUPPER LAKE  
PUBLIC HEARING (Local Law #1 – 2014)  
&  
SPECIAL BOARD MEETING  
&  
BUDGET WORKSHOP

October 23, 2014

Roll Call: Supervisor Patricia S. Littlefield  
Councilman John Quinn  
Councilman Michael Dechene  
Councilwoman Kathleen Lefebvre  
Councilman Rick Skiff

Recording Secretary: Laurie J Fuller – Town Clerk

Press: Dan McClelland – Tupper Lake Free Press

Also: William Dechene – Highway Superintendent

Guest: No Guest

Supervisor Littlefield called Public Hearing for Local Law #1 of 2014 to order at 6:02 p.m. opening with the Pledge of Allegiance.

Supervisor Littlefield read legal notice

**Notice of Public Hearing on Local Law Notice is Hereby Given** that there has been introduced at a meeting of the Town Board of the Town of Tupper Lake, Franklin County, New York a proposed Local Law No. 1 of the year 2014, entitled “A Local Law to Override the Tax Levy Limit Established in General Municipal Law §3-c” and that the Town Board of the Town of Tupper Lake will hold a public hearing on the said Proposed Local Law at the Town Hall, 120 Demars Blvd., Tupper Lake, New York at 6:00 P.M. on Thursday, October 23, 2014 at which time all interested persons will be heard. The purpose of the Proposed Local Law is to authorize the Town Board of the Town of Tupper Lake to adopt a tax levy for the year 2015 in excess of 2% over the tax levy adopted for the year 2014. A copy of the Proposed Local Law is available in the Town Clerks office at 120 Demars Blvd. Tupper Lake, NY 12986 for public review.

By: Laurie J Fuller  
Town Clerk

No Public Comment

Motion to close Public Hearing for Local Law #1 2014 Tax Cap Override and open into special board meeting was made by Councilman Quinn.

Seconded by Councilman Skiff

All Town Board Members voted AYE 5/0 Littlefield, Quinn, Dechene, Lefebvre, Skiff

1. Change in Budget Hearing & Regular Board Meeting:

Because of a conflict with Adirondack Corridor Hearing at the Wild Center the same night as the Budget Hearing and Regular Town Board meeting scheduled for November 6, 2014, Board members agreed it would be best to change budget hearing and regular board meeting to November 5, 2014 at 6:00 p.m. so everyone can attend hearing at Wild Center.

Another budget workshop is scheduled for October 28<sup>th</sup> at 4:00 p.m.

2. Approve Highway Voucher:

Highway Superintendent explained this is to get reimbursed through CHIPS, came in under budget about \$9,000, purchased crusher run to use on Kildare road.

Motion to approve payment of \$71,244.50 to Graymont materials was made by Councilman Quinn.

Seconded by Councilman Skiff

All Town Board Members voted AYE 5/0

3. Storage for Cross Country equipment:

Councilman Quinn made a motion that the Cross Country Ski program equipment be allowed to be stored in the 3 bays of the cart barn provided no grooming equipment is operated between pro shop and cart barn and all traffic be confined between #10 tee and putting green and provided that the drainage problem behind pro shop is corrected.

Councilman Dechene seconded motion with stipulation drainage problem is fix.

All Town Board Members voted AYE 5/0 Littlefield, Quinn, Dechene, Lefebvre, Skiff

4. Approve Local Law #1:

**PROPOSED LOCAL LAW NO. 1 OF THE YEAR 2014**

**TOWN OF TUPPER LAKE, FRANKLIN COUNTY**

**A Local Law to Override the Tax Levy Limit Established in General Municipal Law §3-c**

**Section 1. Legislative Intent**

It is the intent of this Local Law to override the limit on the amount of real property tax that may be levied by the Town of Tupper Lake, County of Franklin pursuant to General Municipal law §3-c, and to allow the Town of Tupper Lake, County of Franklin to adopt a budget for (a) Town purposes, (b) fire protection districts, and (c) any other special or improvement district governed by the Town Board for the fiscal year 2015 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal law §3-c.

## **Section 2. Authority**

This Local Law is adopted pursuant to subdivision 5 of General Municipal law §3-c, which expressly authorizes the Town Board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the Town Board.

## **Section 3. Tax Levy Limit Override**

The Town Board of the Town of Tupper Lake, County of Franklin is hereby authorized to adopt a budget for the fiscal year 2015 that requires a real property tax levy in excess of the amount otherwise proscribed in General Municipal law §3-c.

## **Section 4. Severability**

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

## **Section 5 Effective date**

This Local law shall take effect immediately upon filing with the Secretary of State.

Motion to approve Local Law #1 of 2014 in the event we will need it was made by Councilman Dechene.

Seconded by Councilman Skiff

All Town Board Members voted AYE 5/0 Littlefield, Quinn, Dechene, Lefebvre, Skiff

Town Board members began working on the budget. Each line item was reviewed, starting with the general fund.

6. Adjourn & enter into executive session:

Motion to adjourn Budget Workshop & Special Board Meeting at 8:10 p.m., and enter into executive session for pending litigation was made by Councilman Skiff.

Seconded by Councilman Dechene

All Town Board Members voted AYE 5/0 Littlefield, Quinn, Dechene, Lefebvre, Skiff

Motion to enter out of executive session at 8:30 p.m. was made by Councilman Quinn

Seconded by Councilman Skiff

All Town Board Members voted AYE 5/0 Littlefield, Quinn, Dechene, Lefebvre, Skiff

7. Litigation motion:

Pending litigation party is requesting to meet with Supervisor and board members, Motion to authorize Supervisor and board members to discuss meeting with party subject to litigation only if tanks are removed was made by Councilman Quinn.

Seconded by Councilman Dechene

All Town Board Members voted AYE 5/0 Littlefield, Quinn, Dechene, Lefebvre, Skiff

8. Adjourn:

Motion to adjourn at 8:32 p.m. was made by Councilman Quinn

Seconded by Councilman Dechene

All Town Board Members voted AYE 5/0 Littlefield, Quinn, Dechene, Lefebvre, Skiff

---

Laurie J Fuller, Town Clerk RMC